

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE**

UNITED STATES OF AMERICA,

NO. MJ13-216

**Plaintiff,**

## DETENTION ORDER

v.

JOHN TUNG DINH.

## Defendant

**Offense charged:**

Conspiracy to Distribute MDMA, in violation of 21 U.S.C. §§ 841(a), 841(b)(1)(C) and 846.

Date of Detention Hearing: May 2, 2013.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

## FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending charges. Application of the presumption is appropriate in this case.

2. Defendant was awaiting sentencing for a drug case in California when events in this case took place.

## DETENTION ORDER

18 U.S.C. § 3142(i)

1       3. The evidence against the defendant, although the least significant factor, is very  
2 strong.

3       4. There are no conditions or combination of conditions other than detention that  
4 will reasonably assure the appearance of defendant as required or ensure the safety of the  
5 community.

6       IT IS THEREFORE ORDERED:

- 7       (1) Defendant shall be detained and shall be committed to the custody of the  
8              Attorney General for confinement in a correction facility separate, to the extent  
9              practicable, from persons awaiting or serving sentences or being held in custody  
10             pending appeal;
- 11       (2) Defendant shall be afforded reasonable opportunity for private consultation with  
12             counsel;
- 13       (3) On order of a court of the United States or on request of an attorney for the  
14             government, the person in charge of the corrections facility in which defendant  
15             is confined shall deliver the defendant to a United States Marshal for the  
16             purpose of an appearance in connection with a court proceeding; and
- 17       (4) The Clerk shall direct copies of this Order to counsel for the United States, to  
18             counsel for the defendant, to the United States Marshal, and to the United States  
19             Pretrial Services Officer.

20       DATED this 2nd day of May, 2013.

21         
22       \_\_\_\_\_  
23       JAMES P. DONOHUE  
24       United States Magistrate Judge  
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26

DETENTION ORDER

18 U.S.C. § 3142(i)

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